The Honorable Franklin D. Burgess 1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON 9 R.J. REYNOLDS TOBACCO COMPANY, a 10 North Carolina corporation, No. C06-5223-FDB 11 Plaintiff, STIPULATION AND ORDER 12 REGARDING FILING OF AMENDED v. **COMPLAINT** 13 ROB MCKENNA, in his capacity as Attorney General of Washington, 14 Defendant. 15 **STIPULATION** 16 The parties, through their respective counsel, hereby stipulate that the subjoined order 17 may be entered. 18 DATED this ____ day of May, 2006. 19 BYRNES & KELLER LLP **ROB MCKENNA** 20 Attorney General 21 By_ By 22 Rene D. Tomisser, WSBA #17509 Bradley S. Keller, WSBA #10665 William H. Walsh, WSBA #21911 Attorney General of Washington 23 Byrnes & Keller LLP Torts Division 1000 Second Avenue, 38th Floor P. O. Box 40126 24 Seattle, WA 98104 Olympia, WA 98504-0126 Telephone: (360) 459-6600 Telephone: (206) 622-2000 25 renet@atg.wa.gov bkeller@byrneskeller.com wwalsh@byrneskeller.com 26 BYRNES & KELLER LLP STIPULATION AND [PROPOSED] ORDER REGARDING FILING 38TH FLOOR OF AMENDED COMPLAINT - 1 1000 SECOND AVENUE SEATTLE, WASHINGTON 98104

(206) 622-2000

Case 3:06-cv-05223-FDB Document 11 Filed 05/30/06 Page 1 of 3

ORDER Washington State Liquor Control Board. DATED this 30th day of May 2006. FRANKLIN D. BURGESS UNITED STATES DISTRICT JUDGE

Based upon the foregoing stipulation, plaintiff is hereby granted leave to file and serve the attached Amended Complaint, which adds as additional defendants the Members of the

CERTIFICATE OF SERVICE 1 2 The undersigned attorney certifies that on the 30th day of May, 2006, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send 3 notification of such filing to the following: 4 Shannon E. Smith Senior Counsel Attorney General of Washington 5 900 4th Avenue, Suite 2000, TB-14 6 Seattle, WA 98164-1012 ShannonS@atg.wa.gov 7 Susan Sackett DanPullo 8 **Assistant Attorney General** Office of the Attorney General 9 P.O. Box 40110 Olympia, WA 98504-0110 10 Susand1@atg.wa.gov 11 Rene D. Tomisser Attorney General of Washington 12 Torts Division P. O. Box 40126 13 Olympia, WA 98504-0126 renet@atg.wa.gov 14 15 16 17 /s/ Bradley S. Keller Byrnes & Keller LLP 18 1000 Second Avenue, 38th Floor Seattle, WA 98104 19 Telephone: (206) 622-2000 Facsimile: (206) 622-2522 20 bkeller@byrneskeller.com 21 22 23 24 25 26